

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE REAL ESTATE BOARD

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IN THE MATTER OF THE	:	
DISCIPLINARY PROCEEDINGS AGAINST	:	FINAL DECISION AND ORDER
	:	
LINDA S. MATCHEY,	:	LS0902192REB
RESPONDENT	:	

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Division of Enforcement Case Number: 07 REB 062

The parties to this action for the purpose of Wis. Stats. sec. 227.53 are:

Linda S. Matchey  
36039 Sheila Blvd.  
Whitehall, WI 54773

Wisconsin Real Estate Board  
P.O. Box 8935  
Madison, WI 53708-8935

Department of Regulation and Licensing  
Division of Enforcement  
P.O. Box 8935  
Madison, WI 53708-8935

PROCEDURAL HISTORY

The Wisconsin Real Estate Board (Board), has opened an investigation against Respondent. The parties in this matter agree to the terms and conditions of this Final Decision and Order and the attached Stipulation as the final disposition of this matter, subject to the approval of the Secretary of the Department of Regulation and Licensing. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Respondent Linda S. Matchey (Matchey), whose date of birth is August 19, 1948, was licensed to practice as a real estate salesperson (#94-64873) in the State of Wisconsin. The license was first granted on August 15, 2005, and expired on December 15, 2008. Ms. Matchey’s last address reported to the Department of Regulation and Licensing is 36039 Sheila Blvd., Whitehall, Wisconsin 54773.
2. Ms. Matchey wishes to resolve this matter by voluntarily surrendering the right to renew her expired license.

CONCLUSIONS OF LAW

1. The Wisconsin Department of Regulation and Licensing has jurisdiction to act in these matters pursuant to Wis Stat. § 440.978.
2. The Wisconsin Department of Regulation and Licensing has authority to enter into this stipulated resolution of this matter pursuant to Wis. Stat. § 227.44 (5).

WHEREFORE, the Department of Regulation and Licensing makes the following:

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The offer of **Linda S. Matchey** to **VOLUNTARILY SURRENDER** the right to renew her license as a real estate salesperson (#94-64873) shall be, and hereby is, **ACCEPTED**. Ms. Matchey shall return all indicia of licensure, which are currently in her possession, to the Department of Regulation and Licensing within twenty (20) days of the date of signing of this Order.

IT IS FURTHER ORDERED that:

2. **Linda S. Matchey** shall pay costs of these investigations in the amount of SIX HUNDRED DOLLARS (\$600.00). Costs shall be immediately due and owing on the date that the Department of Regulation and Licensing receives any application for any license administered by the Department.

3. Payment of costs and other submissions required by this Order shall be mailed, delivered or otherwise transmitted to:

Department Monitor  
Division of Enforcement  
Department of Regulation and Licensing  
P.O. Box 8935, Madison, WI 53708-8935  
Telephone (608) 267-3817, Fax (608) 266-2264

4. Case number 07 REB 062 is hereby closed formally as to Ms. Matchey, and under prosecutorial discretion c as to all other named respondents.

5. This Order is effective on the date of its signing.

WISCONSIN REAL ESTATE BOARD

By: Peter A. Sveum  
A Member of the Board

2/19/09  
Date

IN THE MATTER OF THE	:	
DISCIPLINARY PROCEEDINGS AGAINST	:	STIPULATION
	:	
LINDA S. MATCHEY,	:	LS# _____ REB
RESPONDENT	:	

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Division of Enforcement Case Number: 07 REB 062

- It is hereby stipulated and agreed, by and between Linda S. Matchey, Respondent; and Mark A. Herman, Attorney for Complainant, State of Wisconsin, Department of Regulation and Licensing, Division of Enforcement, as follows:
1. This Stipulation is entered into as a result of a pending investigation of Respondent’s licensure by the Division of Enforcement (Case No. 07 REB 062). Respondent consents to the resolution of this investigation by stipulation and without the issuance of a formal complaint.
  2. Respondent understands that by signing this Stipulation she voluntarily and knowingly waives her rights, including: the right to a hearing on the allegations against her, at which time the state has the burden of proving those allegations by a preponderance of the evidence; the right to confront and cross-examine the witnesses against her; the right to call witnesses on her behalf and to compel their attendance by subpoena; the right to testify herself; the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision; the right to petition for rehearing; and all other applicable rights afforded to her under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and any other provisions of state or federal law.
  3. Respondent has been provided with the opportunity to seek legal counsel prior to signing this stipulation.
  4. Respondent agrees to the adoption of the attached Final Decision and Order by the Wisconsin Department of Regulation and Licensing (Department). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Department's order, if adopted in the form as attached.
  5. If the terms of this Stipulation are not acceptable to the Department, the parties shall not be bound by the contents of this Stipulation, and the matter shall be returned to the Division of Enforcement for further proceedings. In the event that this Stipulation is not accepted by the Department, the parties agree not to contend that the Department has been prejudiced or biased in any manner by consideration of this attempted resolution.
  6. The parties to this Stipulation agree that the attorney or other agent for the Division of Enforcement and any member of the Wisconsin Department of Regulation and Licensing ever assigned as an advisor in this investigation may appear before the Department in open or closed session, without the presence of the Respondent or her attorney, for purposes of speaking in support of this agreement and answering questions that any member of the Department may have in connection with the Department’s deliberations on the Stipulation. Additionally, any such Department advisor may vote on whether the Department should accept this Stipulation and issue the attached Final Decision and Order.
  7. Respondent is informed that should the Department adopt this Stipulation, the Department’s final decision and order is a public record and will be published in accordance with standard Department procedure.
  8. The Division of Enforcement joins Respondent in recommending the Department adopt this Stipulation and issue the attached Final Decision and Order.

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**LINDA S. MATCHEY**

Respondent

36039 Sheila Blvd.

Whitehall, WI 54773

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Date

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**MARK A. HERMAN**

Attorney, Division of Enforcement

Department of Regulation and Licensing

1400 East Washington Avenue

P.O. Box 8935

Madison, WI 53708-8935

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Date